

(b) (6)

From: (b) (6) CDR USN ASSTSECNAV MRA DC (USA)
Sent: Monday, March 16, 2020 9:31 PM
To: (b) (6)
Cc: (b) (6)
Subject: RE: Request to Continue Maj Brezler's Reserve Service

Maj Wareham,

I'm informed Marine Corps Individual Reserve Support Activity (MCIRSA) is now working with Maj Brezler to process his request.

Please let me know if this doesn't happen in a timely manner.

v/r, (b) (6)

(b) (6)

CDR, JAGC, USN
Special Assistant for Military Law
Assistant Secretary of the Navy
(Manpower and Reserve Affairs)
Ph: (b) (6)

-----Original Message-----

From: (b) (6)

Sent: Thursday, March 12, 2020 11:58 AM

To: (b) (6) A CDR USN ASSTSECNAV MRA DC (USA) <(b) (6)>
Cc: (b) (6)

Subject: FW: Request to Continue Maj Brezler's Reserve Service

Sir:

I am aware that these sorts of requests do not normally get handled by ASN MRA (I specifically address the need to direct file this request within). The entire purpose of the request is asking the Secretary of the Navy (or his delegee) to involve himself in this Board of Inquiry process that has been continuing almost seven years. This request is filed above the DC M&RA level because 1) we have a good faith belief that the Marine Corps DC M&RA chain is operating under an apparent or actual conflict (previous ASN request attached for reference - ultimately denied) but 2) that the Marine Corps is failing to act in good faith to continue Major Brezler's service now that he is retained by the latest BOI. We have made two attempts to seek continuation as described in the attached request. One was erroneously returned by the Recruiting Command chain without action and the second

request sits at Manpower without action or apparent processing for weeks. Time is of the essence as without continuation, Major Brezler will be separated at the end of May thereby effectively mooted the BOI's vote and substantially prejudicing Major Brezler's rights to a fair hearing. This is all detailed in the request.

If it is more procedurally appropriate to file them directly with Mr. Slavonic or Mr. Modly, I am happy to comply with what will prompt action on this request, but I originally forwarded it through (b) (6) since he was the AGC to respond in to our prior SECNAV request in January of 2019. I thought it best to submit it through the legal chain for staffing and action. Please let me know what actions are required to perfect this request.

Thank you for your time.

V/R,

(b) (6), USMC
(b) (6) ization

-----Original Message-----

From: (b) (6)
Sent: Wednesday, March 4, 2020 1:23 PM
To: (b) (6) CIV USN (USA) <(b) (6)>
Cc: (b) (6)

Subject: Request to Continue Maj Bezler's Reserve Service

Sir:

The attached request is submitted through you to the Secretary of the Navy (or his cognizable delegates) for action ICO Major Jason Brezler's BOI. It is submitted to you as you were the one to respond to Major Brezler's previous request to disqualify the Marine Corps from acting in his BOI. If you are not the correct recipient, please let me know who is best to act on this request.

Summary: After almost seven years of processing and litigation, Major Brezler won his retention at his second board of inquiry in August of 2019.

However, inordinate processing delays and inaction on prior continuation requests by the Marine Corps has left Major Brezler with the need to seek intervention from the Secretary of the Navy directly to give meaningful effect to his retention before it is too late. Without it, Major Brezler's service will be interrupted by statute on May 31, 2020.

Please let me know if you have any additional questions. As I am located locally in DC, I am happy to make time to meet in-person with any party that would like to discuss this matter.

The relevant Marine Corps parties are included for notice and response.

 $V/R,$

(b) (6) [REDACTED], USMC

(b) (6)

(b) (6)

From: (b) (6) CDR USN ASSTSECNAV MRA DC (USA)
Sent: Thursday, April 30, 2020 10:43 AM
To: (b) (6)
Cc: (b) (6)
Subject: RE: Request to Continue Maj Brezler's Reserve Service
Attachments: Maj Brezler Continuation Approval.pdf

(b) (6),

Please find attached approval for Maj Brezler to continue on active duty until June 1, 2024.

v/r,

(b) (6)

CDR, JAGC, USN
Special Assistant for Military Law
Assistant Secretary of the Navy
(Manpower and Reserve Affairs)
Office: (b) (6)

-----Original Message-----

From: (b) (6)

Sent: Friday, April 24, 2020 12:31 PM

To: (b) (6) CDR USN ASSTSECNAV MRA DC (USA) (b) (6)

Cc: (b) (6)

Subject: RE: Request to Continue Maj Brezler's Reserve Service

Sir:

As of yesterday, Major Brezler's duplicate AA Form and request for continuation that we were directed to resubmit to MARFORRES for positive endorsement is still sitting without initial action. We are days away from May where he will be separated unless his continuation request is granted. Our request to the ASN M&RA has been submitted since March 4. At this point, I have lost all confidence that the Marine Corps is going to take appropriate action and that the Assistant Secretary must act on our request. To that end, I have two remaining questions:

- 1) Has the ASN M&RA reviewed our March 4 request?
- 2) What determination has been made?

V/R,

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